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Filing date: **04/03/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92048777
Party	Defendant Michael Calmese
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Submission	Other Motions/Papers
Filer's Name	/Michael Calmese/
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Date	04/03/2013
Attachments	PTO Response 2013.pdf ( 1 page )(78588 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Adidas America, Inc., a Delaware Corporation,	)	Cancellation No.: 92048777
Petitioner,	)	Registration No.: 2,202,454
-against-	)	Registration Date: 11/10/98
Michael D. Calmese, a Resident of Arizona	)	Mark: PROVE IT!
Respondant.	)	
_____	)	

PLEASE TAKE NOTICE, pursuant to the Board's Order dated February 7 2012, that the civil action which occasioned the suspension of this proceeding is still pending and has not come to final determination. Calmese's appeal is the only issue remaining, as the 9<sup>th</sup> Circuit Court ruled on adidas appeal on 11/21/2012.

RESPECTFULLY SUBMITTED this 3<sup>rd</sup> day of April 2013.

**s/Michael Calmese/s**

Michael Calmese Attorney Pro Se

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